

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Forr et al.
Appl. No.: 10/800,447
Filed: March 15, 2004
Title: METHODS AND SYSTEMS FOR GATHERING MARKET
RESEARCH DATA WITHIN COMMERCIAL ESTABLISHMENTS
Art Unit: 2632
Examiner: Son Tang
Docket No.: 339198-00062 / P0119A

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER UNDER 37 C.F.R. §1.321

Sir:

I, Peter Zura, an attorney of record, do hereby state that, to the best of my knowledge, Arbitron, Inc. is the owner of the entire right, title and interest to present U.S. Patent Application No. 10/800,447 (hereinafter "the '447 application"), and U.S. Patent Application No. 10/800,883 (hereinafter "the '883 application").

The assignment for the '447 application was recorded on July 30, 2004 and may be found on reel/frame 015624/0992. The assignment for the '883 application was also recorded on July 30, 2004 and may be found on reel/frame 015624/0964.

The terminal part of any patent granted on the above-identified '447 application which would extend beyond the expiration date of the '883 application is hereby expressly disclaimed. Moreover, it is hereby agreed that any patent granted on the '447 application shall be enforceable only for and during such period that the legal title to said granted patent shall be the same as the legal title to aforementioned '883 application, this agreement to run with any patent granted on the '447 application and to be binding upon the grantee, its successors or assigns.

The evidentiary documents have been reviewed and are hereby certified that to the best of my knowledge and belief that title to the above-identified patent application is in the name of Arbitron, Inc.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the '447 application that would extend to the expiration date

of the '883 application, as defined in 35 U.S.C. §§154 to 156 and §173, in the event that the '447 application later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims cancelled by a reexamination certificate, is reissued, or is any manner terminated prior to the expiration of its full statutory term as presently shorted by any terminal disclaimer.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

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Dated: March 21, 2008